

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	)	NO. 3:CR-09-00272
	)	
v.	)	(Judge Kosik)
	)	
MARK A. CIAVARELLA, JR.,	)	
	)	
Defendant.	)	(Electronically filed)

DECLARATION OF PUBLICATION

Notice of Forfeiture was posted on an official government internet site ([www.forfeiture.gov](http://www.forfeiture.gov)) for at least 30 consecutive days, beginning on March 18, 2011, as required by 21 U.S.C. § 853(n)(1) and Rule 32.2(b)(6)(C) of the Federal Rules of Criminal Procedure, as evidenced by Attachment 1.

I declare under penalty of perjury that the foregoing is true and correct..

Respectfully submitted,  
Peter J. Smith  
United States Attorney

By: s/ Amy C. Phillips  
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Attachment 1

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA  
COURT CASE NUMBER: 3:09-CR-00272; NOTICE OF FORFEITURE**

Notice is hereby given that on March 15, 2011, in the case of U.S. v. Mark A. Ciavarella, Jr., Court Case Number 3:09-CR-00272, the United States District Court for the Middle District of Pennsylvania entered an Order condemning and forfeiting the following property to the United States of America:

**\$997,600.00 in United States Currency (11-IRS-000316)**

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file a Petition within 60 days of the first date of publication (March 18, 2011) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The petition must be filed with the Clerk of the Court, 235 North Washington Avenue, P.O. Box 114, Scranton, PA 18501, and a copy served upon Assistant United States Attorney Amy C. Phillips, William J. Nealon Federal Building, Suite 311, P.O. Box 309, Scranton, PA 18503. The petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.



### Advertisement Certification Report

The Notice of Publication was available on the [www.forfeiture.gov](http://www.forfeiture.gov) web site for at least 18 hours per day between March 18, 2011 and April 16, 2011. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. Mark A. Ciavarella, Jr.

**Court Case No:** 3:09-CR-00272  
**For Asset ID(s):** See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	03/18/2011	24.0	Verified
2	03/19/2011	24.0	Verified
3	03/20/2011	24.0	Verified
4	03/21/2011	24.0	Verified
5	03/22/2011	23.9	Verified
6	03/23/2011	24.0	Verified
7	03/24/2011	24.0	Verified
8	03/25/2011	24.0	Verified
9	03/26/2011	24.0	Verified
10	03/27/2011	24.0	Verified
11	03/28/2011	24.0	Verified
12	03/29/2011	24.0	Verified
13	03/30/2011	24.0	Verified
14	03/31/2011	24.0	Verified
15	04/01/2011	24.0	Verified
16	04/02/2011	24.0	Verified
17	04/03/2011	24.0	Verified
18	04/04/2011	24.0	Verified
19	04/05/2011	24.0	Verified
20	04/06/2011	24.0	Verified
21	04/07/2011	24.0	Verified
22	04/08/2011	24.0	Verified
23	04/09/2011	24.0	Verified
24	04/10/2011	24.0	Verified
25	04/11/2011	24.0	Verified
26	04/12/2011	24.0	Verified
27	04/13/2011	24.0	Verified
28	04/14/2011	24.0	Verified
29	04/15/2011	24.0	Verified
30	04/16/2011	24.0	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.